

*Unofficial**Do not enter*

PTO/SB/21 (08-00)

Approved for use through 10/31/2002, OMB 0651-0031  
U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number.

## TRANSMITTAL FORM

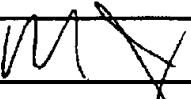
*(to be used for all correspondence after initial filing)*

		Application Number	09/234,606
		Filing Date	1/21/1999
		First Named Inventor	Jon A. Wolff
		Group Art Unit	1632
		Examiner Name	D. Nguyen
Total Number of Pages in This Submission	2	Attorney Docket Number	Mirus.010.01

### ENCLOSURES (check all that apply)

<input type="checkbox"/> Fee Transmittal Form	<input type="checkbox"/> Assignment Papers <i>(for an Application)</i>	<input type="checkbox"/> After Allowance Communication to Group	
<input type="checkbox"/> Fee Attached	<input type="checkbox"/> Drawing(s)	<input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences	
<input type="checkbox"/> Amendment / Reply	<input type="checkbox"/> Licensing-related Papers	<input type="checkbox"/> Appeal Communication to Group <i>(Appeal Notice, Brief, Reply Brief)</i>	
<input type="checkbox"/> After Final	<input type="checkbox"/> Petition	<input type="checkbox"/> Proprietary Information	
<input type="checkbox"/> Affidavits/declaration(s)	<input type="checkbox"/> Petition to Convert to a Provisional Application	<input type="checkbox"/> Status Letter	
<input type="checkbox"/> Extension of Time Request	<input type="checkbox"/> Power of Attorney, Revocation Change of Correspondence Address	<input checked="" type="checkbox"/> Other Enclosure(s) (please Identify below):	
<input type="checkbox"/> Express Abandonment Request	<input type="checkbox"/> Terminal Disclaimer	Claim language for consideration.	
<input type="checkbox"/> Information Disclosure Statement	<input type="checkbox"/> Request for Refund		
<input type="checkbox"/> Certified Copy of Priority Document(s)	<input type="checkbox"/> CD, Number of CD(s) _____		
<input type="checkbox"/> Response to Missing Parts/ Incomplete Application	<input type="checkbox"/> Remarks		
<input type="checkbox"/> Response to Missing Parts under 37 CFR 1.52 or 1.53	<p>Examiner Nguyen:            The attached sheet contain our re-written claim according to our            telephone conference last week. Please let me know what you            think.</p>		

### SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT

Firm or Individual name	Mark Johnson, Mirus Corporation
Signature	
Date	08/15/2003

### CERTIFICATE OF MAILING

I hereby certify that this correspondence is being sent by facsimile transmission to: CM1 Fax Center at (703) 748-5073;  
Commissioner for Patents, Washington, DC 20231 on this date:

08/15/2003

Typed or printed name	Mark K. Johnson
Signature	
Date	08/15/2003

Burden Hour Statement: This form is estimated to take 0.2 hours to complete. Time will vary depending upon the needs of the individual case. Any comments on the amount of time you are required to complete this form should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, Washington, DC 20231. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Assistant Commissioner for Patents, Washington, DC 20231.

1. (currently amended) A process for delivering a polynucleotide to a cell comprising:
  - a) coordinately binding a metal ion by a chelator
  - b) forming a complex consisting of the chelator and a polynucleotide wherein association of the chelator with the polynucleotide requires the presence of the metal ion coordinately bound by the chelator; and,
  - c) delivering the complex to the cell wherein delivery of the polynucleotide to the cell is dependent on the presence of the metal ion in the complex.